



COUNTY OF LOS ANGELES

REGISTRAR-RECORDER/COUNTY CLERK

12400 IMPERIAL HWY. - P.O. BOX 1024, NORWALK, CALIFORNIA 90651-1024/ (562) 462-2716

CONNY B. McCORMACK
REGISTRAR-RECORDER/COUNTY CLERK

January 29, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AGREEMENTS WITH LOS ANGELES TIMES
& EDISON MEDIA RESEARCH
FOR 2004 PRESIDENTIAL PRIMARY ELECTION SNAP TALLIES
(ALL SUPERVISORIAL DISTRICTS) (3-VOTE)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve and Instruct Chairman to sign agreements with Los Angeles Times and Edison Media Research for the County to conduct snap tally services in 47 of the 4,571 precincts throughout the County in the March 2, 2004 Primary Election.
2. All costs associated with these procedures will be reimbursed by Los Angeles Times and Edison Media Research.

Purpose of Recommended Action:

For many years, Los Angeles County has made snap tally services available to the news media to enable them to establish voting trends in certain election contests.

Justification:

Snap tallies are specifically authorized by Elections Code sections 14440-14443.

Fiscal Impact:

Los Angeles Times and Edison Media Research will pay all costs associated with the snap tally process.

Financing:

(Not applicable)

Facts And Provisions/Legal Requirements:

Snap tallies do not interfere with the conduct of the election. Snap tallies will take place after all of the polls have closed and will not in any way delay the County's tally of election results. As your Board has been concerned in the past with early release of exit polling results, I have attached a statement from Los Angeles Times and Edison Media Research reaffirming their policy of not releasing such results until all of the polls in the State of California have closed.

Respectfully submitted,



CONNY B. McCORMACK
Registrar-Recorder/County Clerk

Attachment

- c: Chief Administrative Officer
County Counsel
Executive Officer, Board of Supervisors
Auditor-Controller

Edison/Mitofsky



Election 2004

January 27, 2004

Registrar-Recorder/County Clerk
Media Information & Support Services
Attention: Kathy Tacawy
12400 Imperial Hwy, 7th Floor, Room 7001
Norwalk, CA 90650

Dear Ms. Tacawy:

Edison Media Research and Mitofsky International have been commissioned by ABC News, CBS News, CNN, Fox News, NBC News, the Associated Press and other national and local media to provide election data and analysis for the March 2nd California Presidential Primary.

As part of our coverage, we will collect precinct vote results from a sample of precincts thorough California. We appreciate your cooperation in providing us with Snap Tally results in Los Angeles after the polls have closed.

It is the policy of Edison/Mitofsky and the members of the National Election Pool not to release any exit polls or vote data that would in any way characterize the outcome of the election before all the polls close in the state.

Should you have any other questions or concerns please feel free to call me at 908-722-8683.

Thank you very much for your time and cooperation.

Sincerely,

Rob Farbman
Edison Media Research/Mitofsky International

January 9, 2004

To the Board of Supervisors:

The Los Angeles Times Poll undertakes to make a firm commitment to enter into a contract with the County of Los Angeles for the counting of ballots for the following contests and propositions:

Democratic Primary for President	Total votes cast for each candidate
Republican Primary for President	Total votes cast for each candidate
Democratic Primary for U.S. Senator	Total votes cast for each candidate
Republican Primary for U.S. Senator	Total votes cast for each candidate
Proposition 55	Yes and No votes
Proposition 56	Yes and No votes
Proposition 57	Yes and No votes
Proposition 58	Yes and No votes

The ballot counts will be provided for each of the following 19 precincts on the night of the Primary Election, March 2, 2004:

1850065A	9000227A
1900004A	9000401A
2040016A	9000871A
2550041B	9001257A
3200004A	9001471A
5530043B	9001545A
6220030A	9001628A
6600028A	9002097A
6700071A	9007698A
9000225A	

The Los Angeles Times Poll undertakes not to release or make any projections as to the winner of any race prior to poll closing time.

Sincerely yours,



Roger Richardson
Times Poll Field Director

SNAP TALLY AGREEMENT

This agreement is made this _____ day of _____, 2004, by and between the County of Los Angeles (COUNTY) and Edison Media Research, hereinafter referred to as EDISON.

WHEREAS

- A. The results of the March 2 Primary Election for the Democratic Presidential candidates and total votes cast is more than ordinary interest to the citizens of the County of Los Angeles; and
- B. EDISON has the capability for prompt dissemination of election returns to the public; and
- C. COUNTY desires the prompt public dissemination of such information; and
- D. EDISON desires to disseminate such information at the earliest lawful and possible time on March 2, 2004, and is willing to assist financially in conducting an unofficial count of ballots in certain selected precincts for that purpose; and

- E. Chapter 4 of Article 4 (Sections 14440-14443) of the California Elections Code permits such a count;

NOW, THEREFORE, the parties agree as follows:

1. COUNTY agrees to conduct an unofficial count of the election ballots cast for the Democratic Presidential candidates and total votes cast in the COUNTY tally facility promptly after the completion of the balloting and poll closing procedures and once delivered from each respective polling place.
2. Attached hereto and incorporated herein as if set forth in full is a list of precincts selected, totaling 28.
3. The on-site polling place Inspector shall be informed by COUNTY that, after the completion of poll closing procedures, he or she shall take the red box to the designated check-in center where an election coordinator will be standing by to take the red ballot box to the central precinct Inspector at the designated COUNTY tally facility to conduct said unofficial count for each precinct and make the results of the count available to EDISON.
4. Each of the election coordinators shall receive from the COUNTY, regular wages and/or overtime as applicable, for the time worked for the additional training and services required pursuant to this agreement.

5. Upon completing the normal poll closing procedure, the inspector of a designated precinct shall promptly do or cause to be done in any reasonable sequence the following:
 - a) Take red ballot box to designated check in center.
 - b) Check-in center will hand red ballot box to COUNTY election coordinator who is to deliver the red ballot box directly to the COUNTY central precinct Inspector where ballots will be counted by the central precinct Inspector on ballot counting machines specifically set aside for snap tally. Upon tally completion, the central precinct Inspector will provide a copy of the results of the count to the designated representative of EDISON who is then present at the COUNTY facility.
 - c) Central precinct Inspector will post the results of the count at the door of COUNTY tally facility.
 - d) Central precinct Inspector will return to COUNTY a copy of the results of the count.
6. In consideration of COUNTY'S services as set forth in this agreement, EDISON shall pay to COUNTY the cost of COUNTY'S services. For the purposes of this agreement, the actual cost of the COUNTY'S services shall be computed by COUNTY; the maximum liability of EDISON under this agreement shall not exceed \$6,000.

7. No employee or representative of EDISON shall interfere in any way with the unofficial ballot count or any of the official election activities of COUNTY.
8. EDISON agrees to abide by Section 15152 of the California Elections Code that forbids the release of any vote count if the polls in any county in California are required to remain open beyond 8 p.m. Such vote results will not be released unless and until all polls are officially closed.

IN WITNESS THEREOF, the Board of Supervisors of the County of Los Angeles has caused this Agreement to be subscribed by its Chair and the seal of said Board to be hereto affixed and attested by the Executive Officer-Clerk thereof, and Edison Media Research has respectively caused this Agreement to be subscribed in its respective behalf by the duly authorized officer, on the date first above written.

COUNTY OF LOS ANGELES

By _____
Chair, Board of Supervisors

ATTEST:
VIOLET VARONA-LUKENS, Executive Officer –
Clerk of the Board of Supervisors
of the County of Los Angeles

By _____

EDISON MEDIA RESEARCH

By  _____

Title Senior V.P.

APPROVED AS TO FORM:
LLOYD W. PELLMAN, COUNTY COUNSEL

By  _____
Judy W. Whitehurst
Senior Deputy County Counsel

ATTACHMENT

EDISON MEDIA RESEARCH SNAP TALLY PRECINCTS

PRIMARY ELECTION – March 2, 2004

Count Democratic Primary for President
Total votes cast for each candidate

<u>PRECINCT</u>	<u>CITY</u>
0950155A	Burbank
1800020B	Dominguez
2020016A	East Pasadena
2630199A	Hacienda Heights
2700093A	Hawthorne
2700106A	Hawthorne
3450019A	Lakewood
3670001A	Lennox
3850316A	Long Beach
3850335A	Long Beach
4450029A	Montebello
4800047A	Norwalk
5050006A	Palos Verdes Estates
5230038A	Pico Rivera
5550001A	Redondo Beach
5550038B	Redondo Beach
5850221A	Rowland Heights
6100014A	San Gabriel
6250043A	Santa Monica
9000257A	Los Angeles
9001653A	Los Angeles
9001361A	Los Angeles
9002247A	Los Angeles
9002322A	Los Angeles
9000801A	Los Angeles
9001459A	Los Angeles
9005373A	Los Angeles
9005928A	Los Angeles

SNAP TALLY AGREEMENT

This agreement is made this _____ day of _____, 2004, by and between the County of Los Angeles (COUNTY) and Los Angeles Times, hereinafter referred to as TIMES.

W H E R E A S

- A. The results of the March 2 Primary Election for the Primary Democratic and Republican Presidential Candidates, Primary Democratic and Republican U.S. Senator Candidates, and Propositions 55, 56, 57 and 58 and total votes cast is of more than ordinary interest to the citizens of the County of Los Angeles; and
- B. TIMES has the capability for prompt dissemination of election returns to the public; and
- C. COUNTY desires the prompt public dissemination of such information; and
- D. TIMES desires to disseminate such information at the earliest lawful and possible time on March 2, 2004, and is willing to assist financially in conducting an unofficial count of ballots in certain selected precincts for that purpose; and

- E. Chapter 4 of Article 4 (Sections 14440-14443) of the California Elections Code permits such a count;

NOW, THEREFORE, the parties agree as follows:

1. COUNTY agrees to conduct an unofficial count of the election ballots cast for the March 2 Primary Election for the Primary Democratic and Republican Presidential Candidates, Primary Democratic and Republican U.S. Senator Candidates, and Propositions 55, 56, 57 and 58 and total votes cast in the COUNTY tally facility promptly after the completion of the balloting and poll closing procedures and once delivered from each respective polling place.
2. Attached hereto and incorporated herein as if set forth in full is a list of precincts selected, totaling 19.
3. The on-site polling place Inspector shall be informed by COUNTY that, after the completion of poll closing procedures, he or she shall take the red box to the designated check-in center where an election coordinator will be standing by to deliver the red ballot box to the central precinct Inspector at the designated COUNTY tally facility to conduct said unofficial count for each precinct and make the results of the count available to TIMES.
4. Each of the election coordinators shall receive from the COUNTY, regular wages and/or overtime as applicable, for the time worked for the additional training and services required pursuant to this agreement.

5. Upon completing the normal poll closing procedure, the inspector of a designated precinct shall promptly do or cause to be done in any reasonable sequence the following:
 - a) Take red ballot box to designated check-in center.
 - b) Check-in center will hand red ballot box to COUNTY election coordinator who is to deliver the red ballot box directly to the COUNTY central precinct Inspector where ballots will be counted by the central precinct Inspector on ballot counting machines specifically set aside for snap tally. Upon tally completion, the central precinct Inspector will provide a copy of the results of the count to the designated representative of TIMES who is then present at the COUNTY facility.
 - c) Central precinct Inspector will post the results of the count at the door of COUNTY tally facility.
 - d) Central precinct Inspector will return to COUNTY a copy of the results of the count.
6. In consideration of COUNTY'S services as set forth in this agreement, TIMES shall pay to COUNTY the cost of COUNTY'S services. For the purposes of this agreement, the actual cost of the COUNTY'S services shall be computed by COUNTY; the maximum liability of TIMES under this agreement shall not exceed \$4,000.

7. No employee or representative of TIMES shall interfere in any way with the unofficial ballot count or any of the official election activities of COUNTY.
8. TIMES agrees to abide by Section 15152 of the California Elections Code that forbids the release of any vote count if the polls in any county in California are required to remain open beyond 8 p.m. Such vote results will not be released unless and until all polls are officially closed.

IN WITNESS THEREOF, the Board of Supervisors of the County of Los Angeles has caused this Agreement to be subscribed by its Chair and the seal of said Board to be hereto affixed and attested by the Executive Officer-Clerk thereof, and Los Angeles Times has respectively caused this Agreement to be subscribed in its respective behalf by the duly authorized officer, on the date first above written.

COUNTY OF LOS ANGELES

By _____
Chair, Board of Supervisors

ATTEST:
VIOLET VARONA-LUKENS, Executive Officer –
Clerk of the Board of Supervisors
of the County of Los Angeles

By _____

LOS ANGELES TIMES

By Roger Richardson
Title Field Director, Times Poll

APPROVED AS TO FORM:
LLOYD W. PELLMAN, COUNTY COUNSEL

By Judy W. Whitehurst
Judy W. Whitehurst
Senior Deputy County Counsel

ATTACHMENT

LOS ANGELES TIMES SNAP TALLY PRECINCTS

PRIMARY ELECTION – March 2, 2004

Count	Democratic Primary for President
	Republican Primary for President
	Democratic Primary for U.S. Senator
	Republican Primary for U.S. Senator
	Proposition 55
	Proposition 56
	Proposition 57
	Proposition 58
	Total Votes Cast

<u>PRECINCT</u>	<u>CITY</u>
1850065A	Downey
1900004A	Duarte
2040016A	East San Gabriel
2550041B	Glendale
3200004A	La Crescenta
5530043B	Rancho Palos Verdes
6220030A	Santa Clarita
6600028A	South Pasadena
6700071A	South Whittier
9000225A	Los Angeles
9000227A	Los Angeles
9000401A	Los Angeles
9000871A	Los Angeles
9001257A	Los Angeles
9001471A	Los Angeles
9001545A	Los Angeles
9001628A	Los Angeles
9002097A	Los Angeles
9007698A	Los Angeles